

Date FEB. 11, 1985

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

HONORABLE P G BRECKENRIDGE, JR JUDGE

Deputy Sheriff

J SALGADO

Court Attendant

R HART

Deputy Clerk

N HARRIS

Reporter

(Parties and counsel checked if present)

C 420 153
 CHURCH OF SCIENTOLOGY OF
 CALIFORNIA,
 VS
 GERALD ARMSTRONG,

MARY SUE HUBBARD-INTERVENOR

Counsel for Litt & Stormer for Intervenor
 Plaintiff BY: Michael S. Magnuson ✓
 Peterson & Brynan for Plff
 Counsel for BY: John G. Peterson ✓
 Defendant Michael Lee Hertzberg ✓ -Pro Hac
 Vice for Plff and Intervenor
 Overland, Berke, Wesley, Gits,

~~NATURE OF PROCEEDINGS~~

BY: Jeffrey B. O'Toole ✓

Randolph & Levanas for X-defits
 BY: Donald C. Randolph ✓
 O'Toole, Bisceglie & Walsh-Pro Hac Vi
 for plff in Washington case
 Rabinowitz, Boudin, Standard,
 Krinsky & Lieberman -Washington case
 BY: Edward Copeland ✓
 United States Attorney
 BY: John W. Toothman ✓ and
 Janet M. McClintock ✓
 for moving party

NATURE OF PROCEEDINGS:

SECOND NOTICE OF MOTION OF THE UNITED STATES, A NON PARTY, TO INSPECT
 AND COPY CERTAIN SEALED DOCUMENTS

Motion resumes from December 3, 1984.

Responding party objects to this Court hearing any further matters until the issue of the 170.6 is resolved by the Appellate Court. Request of responding party for a Stay until the "...Appellate Process has run its course", is denied.

Motion argued.

Motion denied as to exhibits 500-4D's through 4i's, 5C's, 5G's, 5i's, 6B's and 6O's; Motion granted as to exhibits 500-4Q's, 5K's, 5L's, 5O's, 5P's and 5Q's.**The Court finds a waiver of the privilege and further as to exhibit 500-5K's, said exhibit does not fall within the spousal privilege.

Motion of responding party for an order sealing the declarations of Sullivan and Armstrong, granted; said declarations are sealed for this proceeding only.

STAY OF EXECUTION IS GRANTED FOR TEN DAYS.

Counsel for moving party to prepare an order including a protective order, serve on responding party and submit to the Court for signature.

**subject to protective order

(2)

DEPT. 57

MINUTES ENTERED

2-11-85

COUNTY CLERK